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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

UNITED STATES OF AMERICA)
Plaintiff,)
v.)
1. REAL PROPERTY AND IMPROVEMENTS)
IDENTIFIED BY MENDOCINO COUNTY)
APN 051-290-04, 051-300-02, 051-310-01, 051-)
320-01,)
2. REAL PROPERTY AND)
IMPROVEMENTS IDENTIFIED BY)
MENDOCINO COUNTY APN 051-180-08,)
051-190-05, 052-010-01, 052-010-02, 052-)
010-03, 052-010-09, 052-010-14, 052-010-)
15, 052-010-16, 052-010-17; REAL)
PROPERTY AND IMPROVEMENTS)
IDENTIFIED BY HUMBOLDT COUNTY)
APN 222-024-003, 222-025-003;)
3. REAL PROPERTY AND)
IMPROVEMENTS IDENTIFIED BY)
MENDOCINO COUNTY APN 051-180-09,)
051-180-10.)
Defendants.)

Paul Sayers, Graeson Prescott, Diana Mendes)
and Barnum Timber Company)
Claimants.)

The United States of America is plaintiff. Defendant is Real Property and Improvements identified by Mendocino County APN 051-290-04, 051-300-02, 051-310-01, 051-320-01 (hereafter “defendant property”). The owner of record, Robert Juan, has never filed a claim as to the defendant property. The lien holder, Barnum Timber Company, filed a claim and an answer as to the defendant property.

This stipulation of dismissal pertains only to defendant Real Property and Improvements identified by Mendocino County APN 051-290-04, 051-300-02, 051-310-01, 051-320-01. Counsel for the United States and counsel for Barnum Timber Company, Stephen F. Johnson, agree, subject to the Court's approval, that this action be and hereby is dismissed as against defendant property pursuant to Rule 41(a)(2), Federal Rules of Civil Procedure, with each party to bear its own attorneys' fees and costs.

IT IS SO STIPULATED:

Dated: July 23, 2009

/S/
STEPHEN F. JOHNSON
Attorney for claimant Barnum Timber Company

**JOSEPH P. RUSSONIELLO
United States Attorney**

Dated: July 23, 2009

/S/
SUSAN B. GRAY
Assistant United States Attorney

Upon consideration of the foregoing, it is by the Court on this 24th day of July, 2009,
ordered that the case against defendant Real Property and Improvements identified by Mendocino
County APN 051-290-04, 051-300-02, 051-310-01, 051-320-01, is dismissed pursuant to Rule
41(a)(2), Federal Rules of Civil Procedure, with each party to bear its own attorneys' fees and
costs.

IT IS SO ORDERED.

DATED: July 24, 2009 2009

